

**IN THE UNITED STATES
PATENT AND TRADEMARK OFFICE**

[illegible]

The Examiner advised that the claims are likely allowable over the combination of Dryden, Hughes and Gray in view of the current amendments and the prior response. The


Examiner advised that the amended limitation of "said conduit would experience substantial internal volume changes as a result of said wall deforming due to fluctuating pressure within said conduit from patient breathing" more clearly defines the claims. The Examiner advised that while Gray does relate to a conduit conveying breathing gases that are breathed by a patient, that any deformation in Gray would not be as a result of fluctuating pressure within the conduit from patient breathing. As a result, the Examiner stated that the combination would require hindsight in order to validly reject the claims.

The Examiner advised that pending further search and consideration, the application may be in condition for allowance.

Should the Examiner have any questions regarding this Interview Summary, the Examiner is invited to contact the undersigned attorney at (312) 704-1890.

Respectfully submitted,

Dated: August 19, 2008

By: 

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